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June 29, 2023

**VIA ECF**

Honorable Valerie E. Caproni  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, NY 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 06/29/2023

**MEMO ENDORSED**

Re: Gould v. Spine Media, LLC 1:23-cv-02201 (VEC)

Dear Judge Caproni:

We represent Plaintiff Peter Gould in the above-captioned case. We write pursuant to section 2.C. of the Court's Individual Rules to respectfully request a 30-day extension of time of the deadline for Plaintiff to file dismissal papers (or otherwise re-open the case).

- 1) despite the parties' best efforts, the settlement transaction has yet to be consummated and therefore additional time is requested.
- 2) Original deadline is July 3, 2023 [Dkt. No. 29.
- 3) No previous requests for an extension have been made
- 4) Defendant Spine Media LLC consents to the requested relief.
- 5) The new proposed deadline is August 2, 2023

Application DENIED. On June 2, 2023, the Court dismissed the matter with prejudice. *See* Order, Dkt. 13. The Court instructed the parties that they could apply to reopen the case upon a showing of "good cause for holding the case open in light of the parties' settlement . . . ." *Id.* Failure to fully execute a settlement agreement does not constitute good cause.

SO ORDERED.

A handwritten signature in blue ink that reads "Valerie Caproni".

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE

06/29/2023

Respectfully Submitted,

**s/jameshfreeman/**  
James H. Freeman

*Counsel for Plaintiff*